

U.S. Department of Justice

United States Attorney Southern District of New York

The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

November 17, 2022

By ECF

The Honorable Jesse M. Furman United States District Judge Southern District of New York Thurgood Marshall United States Courthouse 40 Foley Square New York, New York 10007 The Court will hold a classified ex parte proceeding on December 1, 2022, at 11:15 a.m. The Court will advise the Government separately where the proceeding will be held. The Clerk of Court is directed to terminate Docket

No. 31. SO ORDERED.

November 18, 2022

Re: United States v. Malek Mohammad Balouchzehi, 21 Cr. 658 (JMF)

Dear Judge Furman:

The Government writes to inform the Court that it anticipates possible litigation pursuant to the Classified Information Procedures Act ("CIPA"), 18 U.S.C. app. 3 §§ 1-16, in the above-captioned case. The Government writes to request that the Court schedule an *ex parte* proceeding pursuant to CIPA Section 2, 18 U.S.C. app. 3 § 2, on a date convenient to the Court, to provide the Government with an opportunity to apprise the Court regarding this anticipated motion practice. The Government has conferred with the defense regarding this application, and the defense has not raised an objection to the Government's request.

Respectfully submitted,

DAMIAN WILLIAMS United States Attorney

By:

<u>/s/</u>

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